IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Second Appeal No.121 of 1988

Thakubai Genu Misal
since decreased through her LRs.
1a) Shri Dashrath Genu Misal & ors. Appellants

Vs.

Deoram Hari Navale Respondent

Mr.R.V.Pawaskar i/b. Mr.S.M.Gorwadkar for appellants.
Mr.S.M.Sabrad for resp.

CORAM: B.H.MARLAPALLE, J.

June 12, 2007.

P.C.

. This appeal was admitted on 14/3/1988 but it came to be dismissed for default on 18/3/2002. It was restored as per the order dated 16th September 2005 and in the mean while after the date of dismissal and before the appeal was restored, the parties entered into a compromise on 21/7/2005 and the respondents were put in possession of the suit property. The kabje pavati has been signed by all the LRs of the original appellant. The LRs have also signed an undertaking and given up the claim in respect of the suit property. These documents have been brought on record by way of an affidavit signed by the power of attorney holder of the respondent - Deoram Hari Navale.

. Hence both the parties admit that as of now nothing further survives in the appeal and hence the same is dismissed as infructuous.

(B.H.MARL